

**Maryland Board of Pharmacy
Public Board Meeting**

Agenda
Date: October 21, 2015

Name	Title	Present	Absent	Present	Absent
Board Committee					
Ashby, D.	Commissioner				
Bouyoukas, E	Commissioner				
Gavgani, M. Z.	Commissioner/President				
Jones, David H.	Commissioner/Secretary				
Peters, Roderick	Commissioner				
Robinson, T.	Commissioner				
Rochester, C.	Commissioner				
Roy, S.	Commissioner				
Smith, J.	Commissioner/Treasurer				
St. Cyr, II, Z. W.	Commissioner				
Yankellow, E.	Commissioner				
Zagnit, B.	Commissioner				
Board Counsel					
Bethman, L.	Board Counsel				
Felter, B.	Staff Attorney				
Board Staff					
Naesea, L.	Executive Director				
Wu, Y.	Compliance Manager				
	Licensing Manager				
Waddell, L.	Acting Administration and Public Support Manager				
Jeffers, A.	Legislation/Regulations Manager				
Johnson, J.	MIS Manager				

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)
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		<table><tr><td>Pharmacy</td><td>14</td><td>0</td><td>0</td><td>2058</td></tr><tr><td>Pharmacist</td><td>109</td><td>432</td><td>0</td><td>10905</td></tr><tr><td>Vaccination</td><td>92</td><td>36</td><td>0</td><td>4064</td></tr><tr><td>Pharmacy Intern - Graduates</td><td>2</td><td>0</td><td>0</td><td>11</td></tr><tr><td>Pharmacy Intern - Students</td><td>37</td><td>0</td><td>0</td><td>185</td></tr><tr><td>Pharmacy Technician</td><td>89</td><td>332</td><td>9</td><td>9190</td></tr><tr><td>Student Technician</td><td>0</td><td>0</td><td>1</td><td>973</td></tr></table>	Pharmacy	14	0	0	2058	Pharmacist	109	432	0	10905	Vaccination	92	36	0	4064	Pharmacy Intern - Graduates	2	0	0	11	Pharmacy Intern - Students	37	0	0	185	Pharmacy Technician	89	332	9	9190	Student Technician	0	0	1	973	
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E. Compliance	Y. Wu, Compliance Manager	<div>1. Unit Updates</div> <div>2. Monthly Statistics</div>																																				
F. Legislation & Regulations	A. Jeffers, Legislation & Regulations Manager	<div>REGULATIONS:</div> <div>10.34.09 Fees</div> <div>This chapter was revised pursuant to the Governor’s initiative and chapter clean up.</div>																																				

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		<p>Proposal submitted September 17th for DHMH sign-off and publication. The anticipated publication date is October 16th.</p> <p><u>10.34.10.10 Pharmacist, Pharmacy Intern and Pharmacy Technician Code of Conduct</u> The chapter was revised pursuant to Board recommendation.</p> <p>Proposal submitted September 23rd for DHMH sign-off and publication. The anticipated publication date is November 13th.</p> <p><u>10.34.19 Sterile Pharmaceutical Compounding</u> This chapter was revised pursuant to 2015 Legislation.</p> <p>Proposal submitted on September 2nd, for DHMH sign-off and publication. The anticipated publication date is November 13th.</p> <p><u>10.34.29 Drug Therapy Management</u> This chapter was revised pursuant to 2015 Legislation brought by the Maryland Pharmacy Coalition.</p> <p>Proposal submitted on September 25th for DHMH sign-off and publication. The anticipated publication date is November 13th.</p> <p><u>10.34.33 Prescription Drug Repository Program</u> This chapter was revised pursuant to Federal law and regulations.</p> <p>Released for informal comment August 21st – Sept. 16th.</p> <p>DRAFT Proposal COMAR 10.34.33 RxDrugRep 101515</p> <p>Informal Comments and Approval of Board Response:</p> <p><u>Dental Bd comment 10.34.33</u></p>	

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		<p><u>Don Taylor - Drug Repository Regs Informal comment</u></p> <p><u>MedStar - informal comment 090915</u></p> <p><u>NACDS comment 10.34.33</u></p> <p><u>OHCO comment COMAR 10.34.33 Repository Regs 082415</u></p> <p><u>Vet AG Comment 10.34.33</u></p> <p><u>DRAFT Bd Resp-Informal Comments 10.34.33</u></p> <p><u>10.34.39 Pharmacist Administration of Self-Administered Drugs</u> This chapter was revised pursuant to 2015 Legislation brought by the Maryland Pharmacy Coalition.</p> <p>Returned to September Practice Committee for further consideration.</p> <p><u>DRAFT II Self-Administered Drugs - 10.34.39 for Bd App 101515</u></p> <p>Informal Comment and Approval of Revised Board Response and Revised Proposal:</p> <p><u>Don Taylor - 10.34.39</u></p> <p><u>Jill McCormack NACDS</u></p> <p><u>MPC Rx proposed draft regs comment AUG 2015</u></p>	

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		<p><u>REVISED DRAFT Bd Resp-Informal Comments 10.34.39 Self-Administered drugs</u></p> <p><u>REGULATORY REVIEW AND EVALUATION ACT</u></p> <p><u>10.13.08.01</u></p> <p>.01 Identification of Purchaser, and Record of Sale.</p> <p>The sale of needles and syringes or other paraphernalia shall be made by the pharmacist only in good faith to patients showing proper identification and indication of need.</p> <p>Board approval requested for the Practice Committee recommendation of no revisions to this regulation and that COMAR 10.13.08.01 continues to be effective.</p> <p><u>LEGISLATION:</u></p> <p>Pain Management Bill - FYI – The Practice Committee recommended no position and that position was sent to OGA on Sept. 23rd.</p> <p><u>OTHER MATTERS:</u></p> <p>1) Revisions to USP 797 Sterile Pharmaceutical Compounding</p> <p><u>usp-gc-797-proposed-revisions-sep-2015</u></p> <p>Board approval requested to delegate the review and</p>	

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		<p>comments for the USP 797 revisions to the Practice Committee.</p> <p>2) FDA Invitation: Inter-Governmental Meetings on Pharmacy Compounding and Drug Supply Chain Security- November 2015</p> <p>Linda Bethman attending.</p>	
<p>III. Committee Reports A. Practice Committee</p>	<p>D. Jones, Chair</p>	<p><u>Inquiries:</u> Randy Trumbule, The Pharmacare Network</p> <p><u>AMS - expiration dates</u></p> <p><u>Draft Bd Response – AMS expiration dates</u></p>	
<p>B. Licensing Committee</p>	<p>J. Smith, Chair</p>	<p>1. Review of Pharmacist Applications:</p> <p>2. Review of Pharmacy Intern Applications:</p> <p style="padding-left: 40px;">a. <u>P. Kerolus</u> – Applicant is requesting if Intern registration be obtained by a foreign grad using FPGEE and Oral comp (without taking TOEFL) <u>Licensing Committee's recommendation:</u> Inform applicant that Board's regulations states that an applicant must have a certificate to establish education equivalency (i.e.: FPGEC).</p> <p>3. Review of Pharmacy Technician Applications:</p> <p>4. Review of Distributor Applications:</p> <p style="padding-left: 40px;">a. <u>Wasatch Rx, LLC</u> – Applicant is requesting</p>	

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		<p>waiver of SAWD accreditation. Facility will be shipping legend drugs only (ie: OTC and non-controlled) and products will be sold over the phone and shipped directly via FedEx. <u>Licensing Committee's recommendation:</u> Deny request to waive VAWD.</p> <p>5. Review of Pharmacy Applications:</p> <p>a. <i>Ethical Factor Rx, LLC (Moosic, PA)</i> - Specialty pharmacy wishing to dispense to one patient in Maryland. MD Licensed pharmacist to be part time 20 hours per week and dispense to this on MD patient. <u>Licensing Committee's recommendation:</u> Approve for licensure and must provide a list of MD patients upon renewal. SAJAL ROY RECUSED</p> <p>6. Review of Pharmacy Technicians Training Programs:</p> <p>7. New Business:</p> <p>a. <i>Pharmacy Intern Applications</i> –Application states that foreign grad applicants needs to provide educational equivalency and an oral competency exam approved by the Board per the regulations. Many callers have called arguing that this statement does not prohibit them from being able to take the Berlitz Oral Comp in lieu of the TOEFL. Should the verbiage of the application be changed? <u>Licensing Committee's recommendation:</u> To</p>	

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		<p>replace “<i>Must provide a copy of your original Foreign Pharmacy Graduate Examination Committee (FPGEC) Certificate</i>” with “<i>These requirements could be met with a copy of your original Foreign Pharmacy Graduate Examination Committee (FPGEC) Certificate</i>”</p> <p>b. Review of Resident Pharmacy Application</p> <p>c. Review of Waiver Pharmacy Application</p> <p>d. Review of Non-Resident Pharmacy Application</p> <p>e. Pharmacy Technician Program Survey Questions - <u>Licensing Committee's recommendation</u>: To reach out to the following programs to pilot the survey:</p> <ul style="list-style-type: none"> • Anne Arundel Community College (ASHP Accredited program) • MedStar Health (Hospital based program) • University of Maryland (hospital based program as a backup) • Rite-Aid Corporation (Retail/Chain based program) • Community College of Baltimore County (Board of Pharmacy approved program) 	
C. Public Relations Committee	B. Zagnit, Chair	Public Relations Committee Update:	
D. Disciplinary	T. Robinson, Chair	Disciplinary Committee Update <p>1. Review of Opening Inspection Form for Sterile Compounding Facilities.</p>	

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E. Emergency Preparedness Task Force	S. Roy, Chair	Emergency Preparedness Task Force Update	
IV. Other Business & FYI	M. Gavgani, President		
V. Adjournment	M. Gavgani, President	<p>The Public Meeting was adjourned at _____.</p> <p>At _____ P.M. M. Gavgani convened a Closed Public Session to conduct a medical review of technician applications.</p> <p>C. The Closed Public Session was adjourned at _____ P.M. Immediately thereafter, M. Gavgani convened an Administrative Session for purposes of discussing confidential disciplinary cases. With the exception of cases requiring recusals, the Board members present at the Public Meeting continued to participate in the Administrative Session.</p>	